



Billing Code 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 65

Docket ID FEMA-2011-0002

[Internal Agency Docket No. FEMA-B-1234]

Changes in Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Interim rule.

SUMMARY: This interim rule lists communities where modification of the Base (1% annual-chance) Flood Elevations (BFEs) is appropriate because of new scientific or technical data. New flood insurance premium rates will be calculated from the modified BFEs for new buildings and their contents.

DATES: These modified BFEs are currently in effect on the dates listed in the table below and revise the Flood Insurance Rate Maps (FIRMs) in effect prior to this determination for the listed communities.

From the date of the second publication of these changes in a newspaper of local circulation, any person has ninety (90) days in which to request through the community that the Deputy Federal Insurance and Mitigation Administrator reconsider the changes. The modified BFEs may be changed during the 90-day period.

ADDRESSES: The modified BFEs for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses

are listed in the table below.

FOR FURTHER INFORMATION CONTACT: Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-4064, or (e-mail) Luis.Rodriguez3@fema.dhs.gov.

SUPPLEMENTARY INFORMATION: The modified BFEs are not listed for each community in this interim rule. However, the address of the Chief Executive Officer of the community where the modified BFE determinations are available for inspection is provided.

Any request for reconsideration must be based on knowledge of changed conditions or new scientific or technical data.

The modifications are made pursuant to section 201 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4105, and are in accordance with the National Flood Insurance Act of 1968, 42 U.S.C. 4001 *et seq.*, and with 44 CFR part 65.

For rating purposes, the currently effective community number is shown and must be used for all new policies and renewals.

The modified BFEs are the basis for the floodplain management measures that the community is required either to adopt or to show evidence of being already in effect in order to qualify or to remain qualified for participation in the National Flood Insurance Program (NFIP).

These modified BFEs, together with the floodplain management criteria required by 44 CFR 60.3, are the minimum that are required. They should not be construed to

mean that the community must change any existing ordinances that are more stringent in their floodplain management requirements. The community may at any time enact stricter requirements of its own or pursuant to policies established by other Federal, State, or regional entities. The changes in BFEs are in accordance with 44 CFR 65.4.

National Environmental Policy Act. This interim rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

Regulatory Flexibility Act. As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601-612, a regulatory flexibility analysis is not required.

Regulatory Classification. This interim rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 13132, Federalism. This interim rule involves no policies that have federalism implications under Executive Order 13132, Federalism.

Executive Order 12988, Civil Justice Reform. This interim rule meets the applicable standards of Executive Order 12988.

List of Subjects in 44 CFR Part 65

Flood insurance, Floodplains, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 65 is amended to read as follows:

PART 65—[AMENDED]

1. The authority citation for part 65 continues to read as follows:

Authority: 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

§ 65.4 [Amended]

2. The tables published under the authority of § 65.4 are amended as follows:

State and county	Location and case No.	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Arizona: Maricopa	City of Chandler (11-09-2364P)	September 1, 2011 September 8, 2011 <u><i>The Arizona Republic</i></u>	The Honorable Jay Tibshraeny Mayor, City of Chandler 175 South Arizona Avenue, 5th Floor Chandler, AZ 85225	September 18, 2011	040040
Kansas: Johnson	City of Roeland Park (11-07-1190P)	October 4, 2011 October 11, 2011 <u><i>The Legal Record</i></u>	The Honorable Adrienne Foster Mayor, City of Roeland Park City Hall 4600 West 51st Street Roeland Park, KS 66205	February 8, 2012	200176
Kansas: Johnson	City of Fairway (11-07-1190P)	October 4, 2011 October 11, 2011 <u><i>The Legal Record</i></u>	The Honorable Jerry Wiley Mayor, City of Fairway 4210 Shawnee Mission Parkway Suite 100 Fairway, KS 66205	February 8, 2012	205185
Kansas: Johnson	City of Mission (11-07-1190P)	October 4, 2011 October 11, 2011 <u><i>The Legal Record</i></u>	The Honorable Laura McConwell Mayor, City of Mission City Hall 6090 Woodson Road Mission, KS 66202	February 8, 2012	200170
Idaho: Bonneville	Unincorporated areas of Bonneville County (11-10-1238P)	August 30, 2011 September 6, 2011 <u><i>The Post Register</i></u>	Mr. Roger Christensen Bonneville County Commissioner 605 North Capital Avenue Idaho Falls, ID 83402	August 17, 2011	160027
Indiana: Marion	City of Beech Grove (11-05-6197P)	October 6, 2011 October 13, 2011 <u><i>The Indianapolis Star</i></u>	The Honorable Terry Dilk Mayor, City of Beech Grove 806 Main Street Beech Grove, IN 46107	February 10, 2012	180158
Indiana: Lake	City of Hammond (11-05-0942P)	September 9, 2011 September 16, 2011 <u><i>The Northwest Indiana Times</i></u>	The Honorable Thomas M. McDermott, Jr. Mayor, City of Hammond 5925 Calumet Avenue Hammond, IN 46320	August 26, 2011	180134

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Indiana: Lake	Town of Highland (11-05-0942P)	September 9, 2011 September 16, 2011 <u><i>The Northwest Indiana Times</i></u>	Mr. Brian Novak President, Town of Highland 3333 Ridge Road Highland, IN 46322	August 26, 2011	185176
Indiana: Lake	Town of Munster (11-05-0942P)	September 9, 2011 September 16, 2011 <u><i>The Northwest Indiana Times</i></u>	Mr. Thomas DeGiulio Town of Munster Manager 1005 Ridge Road Munster, IN 46321	August 26, 2011	180139
Massachusetts: Plymouth	Town of Hingham (11-01-0786P)	September 22, 2011 September 29, 2011 <u><i>The Hingham Journal</i></u>	Mr. John A. Riley Town of Hingham Board of Selectmen Town Hall 210 Central Street Hingham, MA 02043	September 7, 2011	250268
Maine: Cumberland	City of Portland (11-01-1058P)	October 11, 2011 October 18, 2011 <u><i>The Portland Press Herald</i></u>	The Honorable Nicholas Mavodones, Jr. Mayor, City of Portland 389 Congress Street Portland, ME 04101	September 27, 2011	230051
Maine: York	Town of Kittery (10-01-2103P)	September 27, 2011 October 4, 2011 <u><i>The Portsmouth Herald</i></u>	Mr. Jonathan Carter Town of Kittery Manager 200 Rogers Road Extension Kittery, ME 03904	December 26, 2011	230171
New Mexico: Bernalillo	City of Albuquerque (11-06-0465P)	October 4, 2011 October 11, 2011 <u><i>The Albuquerque Journal</i></u>	The Honorable Richard J. Berry Mayor, City of Albuquerque 1 Civic Place Albuquerque, NM 87102	September 27, 2011	350002
Ohio: Franklin	Unincorporated areas of Franklin County (11-05-2052P)	September 7, 2011 September 14, 2011 <u><i>The Daily Reporter</i></u>	The Honorable Marilyn Brown President, Franklin County Board of Commissioners 373 South High Street, 26th Floor Columbus, OH 43215	January 12, 2012	390167

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Ohio: Franklin	City of Grove City (11-05-2052P)	September 7, 2011 September 14, 2011 <u><i>The Daily Reporter</i></u>	The Honorable Richard L. Stage Mayor, City of Grove City 4035 Broadway Grove City, OH 43123	January 12, 2012	390173
Ohio: Trumbull	Unincorporated areas of Trumbull County (11-05-6118P)	August 11, 2011 August 18, 2011 <u><i>The Tribune Chronicle</i></u>	The Honorable Daniel E. Polivka President, Trumbull County Commissioners 160 High Street Northwest Warren, OH 44481	July 29, 2011	390535
Ohio: Trumbull	Village of Lordstown (11-05-6118P)	August 11, 2011 August 18, 2011 <u><i>The Tribune Chronicle</i></u>	The Honorable Michael Chaffee Mayor, Village of Lordstown 1455 Salt Springs Road Lordstown, OH 44481	July 29, 2011	390812
Pennsylvania: Adams	Township of Franklin (11-03-0400P)	July 19, 2011 July 26, 2011 <u><i>The Gettysburg Times</i></u>	The Honorable Daniel Fetter Chairman, Township of Franklin Board of Supervisors 55 Scott School Road Cashtown, PA 17310	November 23, 2011	421250
Pennsylvania: Chester	Town of Caln (11-03-0270P)	August 26, 2011 September 2, 2011 <u><i>The Daily Local News</i></u>	The Honorable William Chambers President, Township of Caln 253 Municipal Drive Thorndale, PA 19372	January 3, 2012	422247
Pennsylvania: Delaware	Township of Haverford (11-03-1170P)	August 3, 2011 August 10, 2011 <u><i>The Daily Times</i></u>	The Honorable William F. Wechsler President, Township of Haverford Board of Commissioners 2325 Darby Road Havertown, PA 19083	December 8, 2011	420417
Pennsylvania: Montgomery	Township of Lower Merion (10-03-0696P)	September 15, 2011 September 22, 2011 <u><i>The Main Line Times</i></u>	The Honorable Elizabeth S. Rogan President, Township of Lower Merion Board of Commissioners 75 East Lancaster Avenue Ardmore, PA 19003	December 30, 2010	420701

State and county	Location and case No.	Date and name of newspaper where notice was published	Chief executive officer of community	Effective date of modification	Community No.
Puerto Rico: Puerto Rico	Commonwealth of Puerto Rico (10-02-1774P)	August 9, 2011 August 16, 2011 <u><i>El Nuevo Dia</i></u>	The Honorable Luis G. Fortuño Governor, Commonwealth of Puerto Rico Calle Fortaleza #63 San Juan, PR 00901	August 2, 2011	720000
Texas: Bell	City of Temple (10-06-3631P)	September 27, 2011 October 4, 2011 <u><i>The Temple Daily Telegram</i></u>	The Honorable William A. Jones, III Mayor, City of Temple 2 North Main Street Temple, TX 76501	February 1, 2012	480034
Texas: Bexar	City of San Antonio (11-06-1217P)	September 27, 2011 October 4, 2011 <u><i>The San Antonio Express-News</i></u>	The Honorable Julián Castro Mayor, City of San Antonio 100 Military Plaza San Antonio, TX 78205	September 20, 2011	480045
Texas: Bexar	City of San Antonio (11-06-1853P)	October 6, 2011 October 13, 2011 <u><i>The San Antonio Express-News</i></u>	The Honorable Julián Castro Mayor, City of San Antonio 100 Military Plaza San Antonio, TX 78205	February 10, 2012	480045
Texas: Collin	City of McKinney (11-06-0938P)	October 5, 2011 October 12, 2011 <u><i>The McKinney Courier-Gazette</i></u>	The Honorable Brian Loughmiller Mayor, City of McKinney 222 North Tennessee Street McKinney, TX 75069	February 9, 2012	480135
Texas: Collin	City of Richardson (11-06-2276P)	October 4, 2011 October 11, 2011 <u><i>The Dallas Morning News</i></u>	The Honorable Bob Townsend Mayor, City of Richardson 411 West Arapaho Road Richardson, TX 75080	February 8, 2012	480184
Texas: Johnson and Tarrant	City of Burleson (11-06-2791P)	October 12, 2011 October 19, 2011 <u><i>The Burleson Star</i></u>	The Honorable Ken Shetter Mayor, City of Burleson 141 West Renfro Street Burleson, TX 76028	February 16, 2012	485459
Texas: Medina	City of Castroville (11-06-0606P)	October 6, 2011 October 13, 2011 <u><i>The Castroville News Bulletin</i></u>	The Honorable Robert Lee Mayor, City of Castroville 1209 Fiorella Street Castroville, TX 78009	October 28, 2011	480932

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Texas: Montgomery	City of Montgomery (10-06-1397P)	October 4, 2011 October 11, 2011 <u><i>The Conroe Courier</i></u>	The Honorable John Fox Mayor, City of Montgomery 101 Old Plantersville Road Montgomery, TX 77356	October 27, 2011	481483
Texas: Tarrant	City of Arlington (10-06-3532P)	September 2, 2011 September 9, 2011 <u><i>The Fort Worth Star-Telegram</i></u>	The Honorable Dr. Robert N. Cluck Mayor, City of Arlington 101 West Abram Street Arlington, TX 76010	January 9, 2012	485454
Texas: Tarrant	City of Arlington (10-06-3286P)	September 15, 2011 September 22, 2011 <u><i>The Fort Worth Star-Telegram</i></u>	The Honorable Dr. Robert N. Cluck Mayor, City of Arlington 101 West Abram Street Arlington, TX 76010	January 20, 2012	485454
Texas: Tarrant	City of Dalworthington Gardens (10-06-3532P)	September 2, 2011 September 9, 2011 <u><i>The Fort Worth Star-Telegram</i></u>	The Honorable Michael R. Tedder Mayor, City of Dalworthington Gardens 2600 Roosevelt Drive Dalworthington Gardens, TX 76016	January 9, 2012	481013
Texas: Tarrant	City of Fort Worth (11-06-2791P)	October 12, 2011 October 19, 2011 <u><i>The Fort Worth Star-Telegram</i></u>	The Honorable Betsy Price Mayor, City of Fort Worth 1000 Throckmorton Street Fort Worth, TX 76102	February 16, 2012	480596
Texas: Tarrant	City of White Settlement (11-06-1375P)	September 28, 2011 October 5, 2011 <u><i>The Grizzly Detail Newspaper</i></u>	The Honorable Jerry R. Burns Mayor, City of White Settlement 214 Meadow Park Drive White Settlement, TX 76108	September 21, 2011	480617
Virginia: Fauquier	Unincorporated areas of Fauquier County (11-03-0275P)	July 27, 2011 August 3, 2011 <u><i>The Fauquier Times-Democrat</i></u>	The Honorable Raymond E. Graham Chairman, Fauquier County Board of Supervisors 10 Hotel Street, Suite 208 Warrenton, VA 20186	December 1, 2011	510055

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Virginia: Loudoun	Unincorporated areas of Loudoun County (10-03-0387P)	October 27, 2010 November 3, 2010 <u><i>The Loudoun Times-Mirror</i></u>	The Honorable Scott K. York Chairman at Large, Loudoun County Board of Supervisors 1 Harrison Street Southeast, 5th Floor Leesburg, VA 20177	October 19, 2010	510090
Virginia: Prince William	Unincorporated areas of Prince William County (11-03-0494P)	September 14, 2011 September 21, 2011 <u><i>The News & Messenger</i></u>	The Honorable Corey A. Stewart Chairman at Large, Prince William County Board of Supervisors 1 County Complex Court Prince William, VA 22192	January 19, 2012	510119
Wisconsin: Brown	Unincorporated areas of Brown County (11-05-2704P)	September 15, 2011 September 22, 2011 <u><i>The Greenbay Press-Gazette</i></u>	The Honorable Guy Zima Chairman, Brown County Board 305 East Walnut Street Green Bay, WI 54301	January 20, 2012	550020

(Catalog of Federal Domestic Assistance No. 97.022, "Flood Insurance.")

Dated: December 5, 2011

Sandra K. Knight,

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Department of Homeland Security,

Federal Emergency Management Agency.

[FR Doc. 2011-32596 Filed 12/20/2011 at 8:45 am; Publication Date: 12/21/2011]